

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:	)	Examiner: Elizabeth Slobodyansky
	)	
Roger Y. TSIEN, <i>et al.</i>	)	Art Unit: 1652
	)	
Application Serial No. 10/024,686	)	Confirmation No. 4319
	)	
Filed: December 17, 2001	)	Attorney's Docket No. 39754-0861 CPDV3C1
	)	
For: <b>MODIFIED GREEN FLUORESCENT</b>	)	
<b>PROTEINS</b>	)	<b>Customer No. 25213</b>

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**Date Mailed: May 10, 2004**

**AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION**

**Mail Stop AF**

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Sir:

The present communication is responsive to the Office Action mailed on March 8, 2004. May 8, 2004 falling on a Saturday, the two-month date is May 10, 2004 and accordingly this communication is timely filed within two months of the mailing date.

**Amendments to the Claims** begin on page 2.

**Remarks** begin on page 5.

05-12-04

IFWAF/1652

PTO/SB/21 (6-99)

Approved for use through 09/30/2000. OMB 0651-0031  
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**TRANSMITTAL  
FORM**

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Total Number of Pages in This Submission

10

Application Number

10/024,686

Filing Date

DECEMBER 17, 2001

First Named Inventor

ROGER Y. TSIEH

Group/Art Unit

1652

Examiner Name

SLOBODYANSKY, ELIZABETH

Attorney Docket Number

39754-0861 CPDV3C1

**ENCLOSURES (check all that apply)**☐ Fee Transmittal Form☐ Fee Attached☒ **AMENDMENT / RESPONSE**☐ After Final☐ Version With Markings Showing  
Changes☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/ Incomplete  
Application☐ Response to Missing  
Parts under 37 CFR  
1.52 or 1.53☐ Copy of Notice☐ Copy of an Assignment☐ Drawing(s)☐ Licensing-related Papers☐ Petition Routing Slip (PTO/SB/69)  
and Accompanying Petition☐ Petition to Convert to a  
Provisional Application☐ Power of Attorney, by Assignee to  
Exclusion of Inventor Under 37 C.F.R.  
§3.71 With Revocation of Prior Powers☐ Terminal Disclaimer☐ Small Entity Statement☐ Request for Refund☐ After Allowance Communication to  
Group☐ Appeal Communication to Board of  
Appeals and Interferences☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ **ADDITIONAL ENCLOSURE(S)  
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Remarks

**AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN  
CONNECTION WITH THIS PAPER, REFERENCING ATTORNEY'S DOCKET NO. 39754-0861  
CPDV3C1.****SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**Firm or  
Individual name**HELLER EHRMAN WHITE & MCAULIFFE LLP****JAMES A. FOX (Reg. No. 38,455)****275 Middlefield Road, Menlo Park, California 94025****Telephone: (650) 324-7000****Facsimile: (650) 324-0638**

Signature



Date

**MAY 10, 2004**

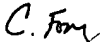
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Date

**MAY 10, 2004**

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